

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Application of:	:
Kyle N. Patrick	:
	: Before the Examiner:
Serial No: 10/671,059	: Michael E. Keefer
	:
Filed: 09/25/2003	: Group Art Unit: 2154
	:
Title: METHOD AND COMPUTER	: Confirmation No.: 5839
PRODUCT FOR IDENTIFYING AND	:
SELECTING POTENTIAL E-MAIL	:
REPLY RECIPIENTS FROM A	:
MULTI-PARTY E-MAIL	:

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT BRIEF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In an Office Action dated October 16, 2007, the Office included a NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF because the brief filed on September 28, 2007 did not contain a statement of the status of all claims in the Application as required by 37 CFR §41.37(c)(1)(iii). Upon review of the brief, it was found to contain the status of all the claims in the Application.

The Application has thirty pending claims (Claims 1 – 30). In the Final Office Action of April 27, 2007, Claims 11 – 30 were rejected under 35 U.S.C. §101 as being directed toward non-statutory subject matter. Claims 1 and 3 were rejected under 35 U.S.C. §102(b) as being anticipated by Hara. Claims 1 – 3, 5, 6, 11 – 13, 15, 16, 21 – 23, 25 and 26 were rejected under 35 U.S.C. §102(b) as being anticipated by Birrell et al. and Claims 1 – 4, 7 – 14, 17 – 24 and 27 - 30 were rejected under 35 U.S.C. §102(e) as being anticipated by Ullmann et al. Therefore, Claims 1 – 30 were finally rejected.  
CA920020057US1

Appl. No. 10/671,059

Response to Notification of Non-Compliant Brief dated 11/16/2007

Reply to Office Action of 10/16/2007

In the Appeal Brief of September 28, 2007, Appellants indicated that Claims 1 – 30 were under final rejection and that Claims 6, 8 – 10 were being appealed. Consequently, the Appeal Brief of September 28, 2007 does contain the status of all the claims in the Application as required by 37 CFR §41.37(c)(1)(iii).

Respectfully Submitted

By: 

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